

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 054270/0122

In re patent application of:

Michael H. KOCH *et al.*

Serial No.: 09/403,505

Filed: February 1, 2000



Group Art Unit: 1762

Examiner: B. Talbot

For: FABRICATION OF ZINC OXIDE FILMS ON NON-PLANAR SUBSTRATES AND
THE USE THEREOF

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

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This is a response to the Office Action dated May 17, 2000, the period for response extending to July 17, 2000, by virtue of a petition and fee for a one-month extension of time filed concurrently herewith. Applicants hereby elect with traverse claims 1-11 of Group I for prosecution in the subject application.

Applicants respectfully traverse the restriction between Groups I and II. In the restriction requirement, the Examiner asserted that claims 1-11 of Group I are directed toward a substantially continuous circumferential coating on a non-planar substrate, and claim 12 of Group II is directed toward a substantially planar heating surface. Claim 1 recites a method of manufacture of a substantially continuous circumferential coating on a non-planar substrate. Claim 12 recites a receptacle for an optical fibre arranged to be used in a method of manufacture of a circumferential coating on an optical fibre.

Thus, claims 1 and 12 are both readable on Group I as being directed to the manufacture of a circumferential coating on a non-planar substrate. Applicants therefore submit that claim 12 should be included in the election of Group I, because claim 12 is also directed toward a substantially continuous circumferential coating on a non-planar substrate.

Applicants reserve the right to file a divisional application covering the subject matter of the non-elected claims. In the meantime, receipt of the initial Office Action on the merits is awaited.

Respectfully submitted,

July 12, 2000
Date

Foley & Lardner
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202-672-5300

Stephen A. Bent
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Reg. No. 29,768

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PETITION FOR EXTENSION OF TIME
UNDER 37 C.F.R. § 1.136

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

It is respectfully requested that an extension of time for the period indicated below be granted in accordance with the provisions of 37 C.F.R. § 1.136 to take the action required in the application identified in caption, as reflected by the papers submitted herewith.

<u>X</u>	First Month	\$ 110	(\$ 55)*
—	Second Month	\$ 380	(\$190)*
—	Third Month	\$ 870	(\$435)*
—	Fourth Month	\$1,360	(\$680)*
—	Fifth Month	\$1,850	(\$925)*

*(Small Entity) TOTAL FEE: \$110.00

A check in the amount of the above Total Fee is attached. This amount is believed to be correct; however, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0741. If one or more (additional) extension(s) of time is/are required for the filing of this paper, such extension(s) is/are hereby expressly petitioned for and the Commissioner is authorized to charge the required fee to Deposit Account No. 19-0741.

Date

July 13, 2000
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